

1 SEAN M. SULLIVAN (State Bar No. 229104)  
seansullivan@dwt.com  
2 DAVIS WRIGHT TREMAINE LLP  
865 South Figueroa Street, 24th Floor  
3 Los Angeles, California 90017-2566  
Tel.: (213) 633-6800 Fax: (213) 633-6899  
4 ROBERT D. BALIN (*pro hac vice*)  
robbalin@dwt.com  
5 LACY H. KOONCE, III (*pro hac vice*)  
lancekoonce@dwt.com  
6 SAMUEL BAYARD (*pro hac vice*)  
samuelbayard@dwt.com  
7 GEORGE WUKOSON (*pro hac vice*)  
georgewukoson@dwt.com  
8 DAVIS WRIGHT TREMAINE LLP  
1251 Avenue of the Americas, 21st Floor  
New York, New York 10020  
9 Tel.: (212) 489-8230 Fax: (212) 489-8340  
10 ATTORNEYS FOR PLAINTIFFS

11 **UNITED STATES DISTRICT COURT**  
12 **CENTRAL DISTRICT OF CALIFORNIA**

13 CHINA CENTRAL TELEVISION, a China  
company; CHINA INTERNATIONAL  
14 COMMUNICATIONS CO., LTD., a China  
company; TVB HOLDINGS (USA), INC., a  
15 California corporation; and DISH  
NETWORK L.L.C., a Colorado corporation,  
16 Plaintiffs,  
vs.

17 CREATE NEW TECHNOLOGY (HK)  
LIMITED, a Hong Kong company; HUA  
YANG INTERNATIONAL TECHNOLOGY  
18 LIMITED, a Hong Kong company;  
SHENZHEN GREATVISION NETWORK  
TECHNOLOGY CO. LTD., a China  
company; CLUB TVPAD, INC., a California  
corporation; BENNETT WONG, an  
21 individual, ASHA MEDIA GROUP INC.  
d/b/a TVPAD.COM, a Florida corporation;  
AMIT BHALLA, an individual;  
23 NEWTPAD LTD. COMPANY d/b/a  
NEWTPAD.COM a/k/a TVPAD USA, a  
Texas corporation; LIANGZHONG ZHOU,  
an individual; HONGHUI CHEN d/b/a E-  
DIGITAL, an individual; JOHN DOE 1 d/b/a  
25 BETV; JOHN DOE 2 d/b/a YUE HAI; JOHN  
DOE 3 d/b/a 516; JOHN DOE 4 d/b/a HITV;  
JOHN DOE 5 d/b/a GANG YUE; JOHN  
26 DOE 6 d/b/a SPORT ONLINE; JOHN DOE 7  
d/b/a GANG TAI WU XIA; and JOHN DOES  
27 8-10,  
Defendants.

1 Case No.  
**CV 15-1869 SVW (AJWx)**  
2 } REQUEST TO SUPPLEMENT  
3 } EXHIBIT C TO SECOND  
4 } AMENDED ORDER  
5 } GRANTING PLAINTIFFS'  
6 } MOTION FOR DEFAULT  
7 } JUDGMENT AND  
8 } PERMANENT INJUNCTION  
9 }  
10 } [Declaration with Exhibit 1 and  
11 } [Proposed] Order Supplementing  
12 } Exhibit C to Second Amended  
13 } Order Granting Plaintiffs' Motion  
14 } for Default Judgment and  
15 } Permanent Injunction concurrently  
16 } submitted]  
17 } Courtroom: 10A  
18 } Judge: Hon. Stephen V. Wilson  
19 }  
20 } Complaint Filed: March 13, 2015

1     **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

2                 Plaintiffs China Central Television, China International Communications Co.,  
 3 Ltd., TVB Holdings (USA), Inc., and DISH Network L.L.C. (collectively  
 4 “Plaintiffs”) hereby respectfully request that this Court supplement Exhibit C to the  
 5 Second Amended Order Granting Plaintiffs’ Motion for Default Judgment and  
 6 Permanent Injunction Against Defendants Create New Technology (HK) Limited and  
 7 Hua Yang International Technology Ltd. [ECF No. 214] (the “Permanent  
 8 Injunction”) as set forth below.

9                 First, Plaintiffs request that the Court supplement Exhibit C to the Permanent  
 10 Injunction to add the second-level domain names listed in Exhibit 1 to the Proposed  
 11 Order filed concurrently herewith. Those domain names are already included in  
 12 Exhibit C to the Permanent Injunction, but third parties have objected to the level of  
 13 specificity at which they are identified in Exhibit C.

14                 The Permanent Injunction directs domain name registries and registrars—  
 15 which control internet domain names—upon receiving actual notice of the  
 16 Permanent Injunction to take the following actions: (i) disable domain names used by  
 17 the Enjoined Parties (as defined in the Permanent Injunction) in connection with their  
 18 enjoined activities, and (ii) at the direction of Plaintiffs, transfer those domain names  
 19 to Plaintiffs. The Permanent Injunction directs these registries and registrars to take  
 20 these actions with regard to all domain names used by the Enjoined Parties in  
 21 connection with their enjoined activities, “*including but not limited to* the domain  
 22 names identified in Exhibit C” to the Permanent Injunction. Permanent Injunction at  
 23 10–11 (emphasis added).

24                 Unfortunately, when Plaintiffs provided notice of the Permanent Injunction to  
 25 domain name registries and registrars, some of those third parties informed Plaintiffs  
 26 that they will not take action as to the domain names they control because they are  
 27 identified in Exhibit C as third-level domain names. A third-level domain name is a  
 28 “subdomain”—essentially, a subset—of a second-level domain name. A second-level

1 domain name contains two names separated by periods. For example, hrsnos.com is a  
 2 second-level domain name. A third-level domain name contains three names  
 3 separated by periods. For example, poxy.hrsnos.com is a third level domain name  
 4 identified in Exhibit C, and it is a subset of hrsnos.com.

5 Plaintiffs included third-level domain names in Exhibit C in order to be as  
 6 specific as possible in their identification of the precise internet resources being used  
 7 by the Enjoined Parties in connection with their infringing activities. But because  
 8 registries and registrars can only take action with regard to second-level domains,  
 9 some of the third parties on notice of the Permanent Injunction have requested that  
 10 Plaintiffs present them with a court order explicitly including the second-level  
 11 domains containing the third-level domains used by the Enjoined Parties. As  
 12 Plaintiffs have documented, the Enjoined Parties create and own or control those  
 13 second-level domain names. *See, e.g.*, Declaration of Nicholas Braak, dated April 17,  
 14 2017 [ECF No. 211-1] (“April Braak Decl.”), ¶¶ 9, 18(iii), 27; Declaration of  
 15 Nicholas Braak, dated Oct. 26, 2015 [ECF No. 211-3], ¶¶ 4–7.

16 Plaintiffs thus respectfully request the Court supplement Exhibit C to the  
 17 Permanent Injunction to add the second-level domain names listed in Exhibit 1 to the  
 18 Proposed Order.

19 ***Second***, Plaintiffs request that the Court supplement Exhibit C to the  
 20 Permanent Injunction to add the newly-identified server IP addresses and domain  
 21 names listed in Exhibit 2 to the Proposed Order, which IP addresses and domain  
 22 names are now being utilized by the Enjoined Parties to evade this Court’s  
 23 Permanent Injunction.

24 From the time this Court issued its preliminary injunction order, over two  
 25 years ago, through the present, the Enjoined Parties have consistently sought to evade  
 26 Plaintiffs’ enforcement efforts by repeatedly switching to new servers at new IP  
 27 addresses and new domain names so that their enjoined infringing pirate TV services  
 28 and applications will continue to function. *See* April Braak Decl. ¶¶ 5–10. As set

1 forth in the accompanying declaration of Nicholas Braak, the Enjoined Parties are  
2 now using the servers and domain names listed in Exhibit 2 to the Proposed Order to  
3 conduct their enjoined infringing activities. *See* Declaration of Nicholas Braak, dated  
4 July 10, 2017, ¶ 6, Ex. 1.

5 Plaintiffs thus respectfully request the Court supplement Exhibit C to the  
6 Permanent Injunction to include these newly-identified IP addresses and domain  
7 names identified by Mr. Braak and listed in Exhibit 2 to the Proposed Order.

8 In sum, Plaintiffs respectfully request that the limited supplementation  
9 proposed in the accompanying Proposed Order be granted and entered by the Court.

10 DATED: July 10, 2017

DAVIS WRIGHT TREMAINE LLP  
SEAN M. SULLIVAN  
ROBERT D. BALIN (*pro hac vice*)  
LACY H. KOONCE, III (*pro hac vice*)  
SAMUEL BAYARD (*pro hac vice*)  
GEORGE WUKOSON (*pro hac vice*)

15 By: \_\_\_\_\_ /s/ Sean M. Sullivan  
16 \_\_\_\_\_  
Sean M. Sullivan

17 Attorneys for Plaintiffs  
18 CHINA CENTRAL TELEVISION; CHINA  
19 INTERNATIONAL COMMUNICATIONS  
CO., LTD.; TVB HOLDINGS (USA), INC.;  
20 AND DISH NETWORK L.L.C.  
21  
22  
23  
24  
25  
26  
27  
28